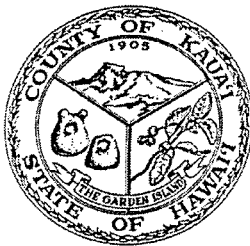


**COUNTY COUNCIL**

Mel Rapozo, Chair  
Ross Kagawa, Vice Chair  
Mason K. Chock  
Gary L. Hooser  
Arryl Kaneshiro  
KipuKai Kualii  
JoAnn A. Yukimura



**OFFICE OF THE COUNTY CLERK**


Ricky Watanabe, County Clerk  
Jade K. Fountain-Tanigawa, Deputy County Clerk

Telephone (808) 241-4188  
Fax (808) 241-6349  
Email cokcouncil@kauai.gov

**Council Services Division**  
4396 Rice Street, Suite 209  
Lihu'e, Kaua'i, Hawai'i 96766

**MEMORANDUM**

February 12, 2015

**TO:** Bernard P. Carvalho, Jr., Mayor  
**FROM:**  Mel Rapozo, Council Chair  
**RE:** **FEBRUARY 11, 2015 SPECIAL COUNCIL MEETING RECAP**

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This is to inform you of the action taken by the Council at its February 11, 2015 Special Council Meeting:

**CONSENT CALENDAR:**

C-222-95 Housing Repurchase (Buyback) Policy (03/13/1995). ***(Received for the Record.)***

C-580-95 Communication (09/08/1995) from Kenneth Rainforth, Housing Executive Assistant, requesting the Council's review and adoption of the proposed County of Kaua'i Affordable Housing Guidelines. ***(Received for the Record.)***

C 2001-232 Communication (06/07/2001) from Bill "Kaipo" Asing, Councilmember, to Mayor Maryanne W. Kusaka and Hartwell Blake, County Attorney, requesting the Administration's official position on the propriety of the multi-year vehicle lease without the Council's approval, and the propriety of exempting the vehicle lease from the procurement process. ***(Received for the Record.)***

C 2001-233 Communication (06/07/2001) from Bill "Kaipo" Asing, Councilmember, to the State Auditor and State Procurement Administrator requesting their input in the propriety of exempting from the procurement process the leasing of a passenger sedan. ***(Received for the Record.)***

C 2003-68 Communication (12/03/2002) from the Chief of Police, requesting Council approval of corrections in the fiscal year 2002-2003 budget, to allow the purchases/leases of vehicles to include one (1) 4 x 4 vehicle for the Criminal Intelligence Unit, another 4 x 4 vehicle for use by the Vice/Narcotics Unit, and to utilize the remaining funds to purchase/lease a prisoner transport vehicle, instead of the three (3) 4 x 4 vehicles approved for the Patrol Division. ***(Received for the Record.)***

C 2003-261 Communication (08/08/2003) from the Administrative Assistant, recommending for Council approval, a lease agreement between the County of Kaua'i and the Kaua'i Historical Society, to lease the County Annex Building for a term of thirty (30) calendar years, and to assist the County with archiving County documents. *(Received for the Record.)*

C 2004-133 Communication (03/29/2004) from the Chief, Operations and Construction, Department of Public Works, transmitting for Council information, his response to the January 12, 2004 letter regarding Kalama Bridge located at Pu'u'ōpae Road in Wailua Homesteads. *(Received for the Record.)*

C 2004-290 Communication (08/30/2004) from Edward Okamoto, Executive Assistant to the Mayor (Wailua Golf Course), requesting Council approval to purchase a portable table top equipment lift for the Wailua Golf Course mechanic shop, for approximately \$3,281.18 from the light equipment account, so needed work on smaller engines and machines can be done. *(Received for the Record.)*

C 2005-389 Communication (11/04/2005) from the Council Chair, requesting that the Administration be present at the November 17, 2005 Council meeting to brief the Council on the Solid Waste Project included in the recent bond float. *(Received for the Record.)*

C 2007-145 Communication (03/09/2007) from the Council Vice Chair, requesting that the Acting County Attorney be present at the March 15, 2007 Council meeting to provide clarification on the opinion from the County Attorney's office regarding the validity of the shoreline certification for the bike path. *(Received for the Record.)*

W 2002-18 Communication (11/15/2002) from Council Chair Ron Kouchi, submitting a resolution supporting labeling efforts for genetically modified foods. *(Received for the Record.)*

W 2007-2 Communication (10/18/2007) from Council Chair Asing, requesting that the County Attorney provide a legal interpretation of the 2006 Charter Amendment relating to conflict of interest of Councilmembers, and that he be present to discuss this matter. *(Received for the Record.)*

Resolution No. 7-99, Draft 1 - RESOLUTION SUPPORTING EXTENDED RUNWAY FOR LIHUE AIRPORT *(Received for the Record.)*

Resolution No. 118-96 - A RESOLUTION ESTABLISHING NO-PARKING RESTRICTIONS ALONG HANALIMA STREET AND PUHI ROAD, LIHUE DISTRICT *(Received for the Record.)*

Resolution No. 2001-38 - RESOLUTION AUTHORIZING THE ACQUISITION OF LAND FOR A LANDFILL FOR THE COUNTY OF KAUAI AND DETERMINING AND DECLARING THE NECESSITY OF THE ACQUISITION THEREOF BY EMINENT DOMAIN (Grove Farm) *(Received for the Record.)*

Resolution No. 2001-42 - A RESOLUTION ESTABLISHING SPEED HUMPS ON KAMOA ROAD, KAWAIHAU DISTRICT *(Received for the Record.)*

Bill No. 2050 - A BILL FOR AN ORDINANCE TO ESTABLISH A NEW ARTICLE 16, CHAPTER 22, KAUAI COUNTY CODE 1987, RELATING TO EXCESSIVELY BARKING DOG *(Received for the Record.)*

Bill No. 2067, Draft 1 - A BILL FOR AN ORDINANCE TO RESTRICT USE OF COVENANTS, BYLAWS, OR ADMINISTRATIVE PROVISIONS TO LIMIT AGRICULTURAL USES IN AGRICULTURE & OPEN DISTRICTS *(Received for the Record.)*

Bill No. 1284 - A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, RELATING TO GOLF COURSES IN THE COMPREHENSIVE ZONING ORDINANCE *(Received for the Record.)*

Bill No. 2142 - A BILL FOR AN ORDINANCE TO AMEND CHAPTER 5A, KAUAI COUNTY CODE 1987, RELATING TO HOME EXEMPTION *(Received for the Record.)*

Bill No. 2150 - A BILL FOR AN ORDINANCE TO AMEND CHAPTER 8, ARTICLE 4, KAUAI COUNTY CODE 1987, RELATING TO DEVELOPMENT STANDARDS WITHIN THE RESORT DISTRICT *(Received for the Record.)*

Bill No. 2151 - A BILL FOR AN ORDINANCE TO AMEND CHAPTER 9, KAUAI COUNTY CODE 1987, RELATING TO PUBLIC ACCESS-WAYS *(Received for the Record.)*

Bill No. 2152 - A BILL FOR AN ORDINANCE TO AMEND CHAPTER 9, KAUAI COUNTY CODE 1987, AS AMENDED RELATING TO SUBDIVISIONS *(Received for the Record.)*

Bill No. 2172 - A BILL FOR AN ORDINANCE AUTHORIZING THE EXECUTION OF A LONG TERM LEASE WITH THE STATE OF HAWAII FOR THE ESTABLISHMENT OF A REGIONAL PARK IN PORT ALLEN *(Received for the Record.)*

Bill No. 2195 - A BILL FOR AN ORDINANCE AMENDING ARTICLE 1, CHAPTER 19, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REGULATION AND CONTROL OF COUNTY PARKS AND RECREATION AREAS *(Received for the Record.)*

Bill No. 2196 - AN ORDINANCE AMENDING ORDINANCE NO. B-2006-646 AS AMENDED, RELATING TO THE CAPITAL BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2006 THROUGH JUNE 30, 2007, BY REVISING THE SURPLUS AND APPROPRIATIONS ESTIMATED IN THE GENERAL FUND (\$600,000 Hanapēpē Adolescent Residential Treatment Center) *(Received for the Record.)*

Bill No. 2221 - A BILL FOR AN ORDINANCE TO AMEND CHAPTER 9, KAUAI COUNTY CODE 1987, RELATING TO STREET REQUIREMENTS FOR SUBDIVISIONS (Traffic calming elements) *(Received for the Record.)*

Bill No. 2252 - A BILL FOR AN ORDINANCE TO AMEND CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO COMPREHENSIVE ZONING ORDINANCE (Bureau of Conveyances recordation requirement) *(Received for the Record.)*

Bill No. 2253 - A BILL FOR AN ORDINANCE TO AMEND CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO COMPREHENSIVE ZONING ORDINANCE (parameters for adopting zoning amendments) *(Received for the Record.)*

Bill No. 2274, Draft 1 - A BILL FOR AN ORDINANCE TO AMEND CHAPTER 5A, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAX *(Received for the Record.)*

Bill No. 2288 - A BILL FOR AN ORDINANCE AMENDING SECTION 2-1.1 OF THE KAUAI COUNTY CODE RELATING TO THE DUTIES OF THE OFFICE OF THE COUNTY ATTORNEY *(Received for the Record.)*

Bill No. 2298 - A BILL FOR AN ORDINANCE TO AMEND CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE COMPREHENSIVE ZONING ORDINANCE AND SINGLE-FAMILY TRANSIENT VACATION RENTALS *(Received for the Record.)*

Bill No. 2408 - A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, KAUAI COUNTY CODE 1987, RELATING TO HOME EXEMPTIONS *(Received for the Record.)*

ES-261 Pursuant to Haw. Rev. Stat. §§92-4 and 92-5(a)(4), the purpose of this executive session is to consult with legal counsel on legal liabilities and opinions (both written and oral) pertaining to the County's Ahukini – Anahola bicycle/pedestrian pathway project ("Project"); specifically whether the Project's permits (including, but not limited to the Kapa'a – Keālia Project segment) are in compliance with requirements of law pertaining to: Chapter 205A of the Hawai'i Revised Statutes (Coastal Zone Management); the Special Management Area Rules and Regulations of the County of Kaua'i; the County of Kaua'i Planning Department Shoreline Setback Rules and Regulations; Title 13, Chapter 222, Hawai'i Administrative Rules (Shoreline Certifications); Chapter 183C of the Hawai'i Revised Statutes (Conservation District); and Title 13, Chapter 5, Hawai'i Administrative Rules (Conservation District). This consultation involves consideration of the powers, duties, privileges, immunities and/or liabilities of the Council and the County as they relate to this agenda item. *(Received for the Record.)*

ES-351 Pursuant to Haw. Rev. Stat. §§92-4 and 92-5(a), (4), (6) and (8) and Kaua'i County Charter §3.07(E), the purposes of this executive session are to provide Council a briefing, update, and to request authority relating to possible settlement proposal(s) in the case of Kōloa Creekside Estates, L.P. v. County of Kaua'i, et al., Civ. No. 07-1-0191 and related matters. The briefing and consultation involves consideration of the powers, duties, privileges, immunities, and/or liabilities of the Council and the County as they relate to this agenda item. *(Received for the Record.)*

#### COMMUNICATION:

C-79-99 Communication (01/15/1999) from Bryan Baptiste, Chair, Housing/Parks Committee, transmitting for review the Summary Report of the Special Advisory Committee to Review and Evaluate County Parks. *(Received for the Record.)*

**COMMITTEE REPORTS: APPROVED.**

Thank you for following up as appropriate, including confidential routing to any appropriate parties, and please do not hesitate to contact me or Council Services Staff if you need further information. Please note that this memo presents a summary of the action taken, and reference should be made to the official minutes for a complete record.

cc: KCT Department Heads (*Via E-mail*)  
KCT CCs (*Via E-mail*)  
Council Services Staff (*Via E-mail*)